

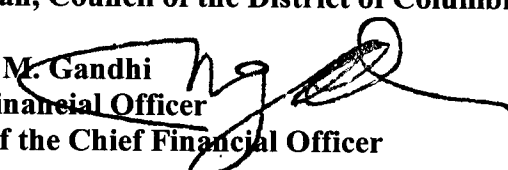
**Government of the District of Columbia**  
**Office of the Chief Financial Officer**



**Natwar M. Gandhi**  
Chief Financial Officer

**MEMORANDUM**

**TO:** The Honorable Vincent C. Gray  
Chairman, Council of the District of Columbia

**FROM:** Natwar M. Gandhi   
Chief Financial Officer  
Office of the Chief Financial Officer

**DATE:** OCT 31 2008

**SUBJECT:** Fiscal Impact Statement – “Intrafamily Offenses Amendment Act of 2008”

**REFERENCE:** Draft -- No Bill Number Available

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**Conclusion**

Funds are sufficient in the proposed FY 2009 through FY 2012 budget and financial plan to implement the proposed legislation.

**Background**

Current District law contains a general prohibition against utilizing the testimony of a defendant in a criminal case when the defendant previously testified as a respondent in a civil action brought in the Family Division of the Superior Court, except in a prosecution for perjury or false statement. See D.C. Official Code § 16-1002(c).

The proposed legislation would amend D.C. Official Code § 16-1002(c) to modify this general prohibition to permit use of such testimony derivatively, for impeachment in a subsequent criminal trial, or for prosecution of a respondent for perjury or making a false statement.

**Financial Plan Impact**

Funds are sufficient in the proposed FY 2009 through FY 2012 budget and financial plan to implement the proposed legislation. No additional resources would be required. The proposed bill is intended to remove an evidentiary impediment and would likely have a negligible impact on the budget and financial plan, if any at all.